

**Lauren L. Lavoie, individually, Lauran L. Lavoie, as Guardian and Natural Parent
of L. S., A Minor v. Hyundai Motor America, et al.**

INDEX OF EXHIBITS

- A. Plaintiff's Complaint
- B. Initial Appearance Fee Disclosure
- C. Summons and Declaration of Service
- D. Docket Sheet

EXHIBIT A

Electronically Filed
2/25/2022 4:31 PM
Steven D. Grierson
CLERK OF THE COURT



1 **COMP**

2 **PETER S. CHRISTIANSEN, ESQ.**

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4 pete@christiansenlaw.com

5 **R. TODD TERRY, ESQ.**

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10 kworks@christiansenlaw.com

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13 wbarrett@christiansenlaw.com

14 **KEELY A. PERDUE, ESQ.**

15 Nevada Bar No. 13931

16 keely@christiansenlaw.com

17 **CHRISTIANSEN TRIAL LAWYERS**

18 710 South 7th Street, Suite B

19 Las Vegas, Nevada 89101

20 Telephone: (702) 240-7979

21 Facsimile: (866) 412-6992

22 *Attorneys for Plaintiffs*

CASE NO: A-22-848889-C
Department 1

13 **DISTRICT COURT**

14 **CLARK COUNTY, NEVADA**

15 LAUREN L. LAVOIE, individually, LAUREN L.

16 LAVOIE as Guardian and Natural Parent of

17 [REDACTED] a Minor,

18 Plaintiff,

19 vs.

20 HYUNDAI MOTOR AMERICA, a Foreign
21 Corporation; HYUNDAI MOTOR COMPANY, a
22 Foreign Corporation; DOES I-X; ROE
23 CORPORATIONS I-X; inclusive,

24 Defendants.

CASE NO.
DEPT. NO.

COMPLAINT
AND DEMAND FOR JURY TRIAL

25 COMES NOW Plaintiffs LAUREN L. LAVOIE and [REDACTED] a

26 minor, by and through his guardian and natural parent, LAUREN L. LAVOIE, by and through

27 their attorneys, PETER S. CHRISTIANSEN, ESQ., R. TODD TERRY, ESQ., KENDELEE L.

28



1 WORKS, ESQ., WHITNEY J. BARRETT, ESQ. and KEELY A. PERDUE, ESQ. of
2 CHRISTIANSEN TRIAL LAWYERS and for his causes of action against Defendants, and each
3 of them, allege as follows:

4 **ALLEGATIONS COMMON TO ALL CAUSES OF ACTION**

5 1. Plaintiff, LAUREN L. LAVOIE, is, and at all times relevant hereto, was and is a
6 resident of Clark County, Nevada.

7 2. Plaintiff, LAUREN L. LAVOIE as Guardian and Natural Parent of [REDACTED]
8 [REDACTED], a minor, and at all times relevant hereto, was and is a resident of Clark
9 County, Nevada.

10 3. That at all times relevant hereto, upon information and belief, Defendant,
11 HYUNDAI MOTOR AMERICA was and is a foreign corporation duly licensed to do business
12 in the State of Nevada.

13 4. That at all times relevant hereto, upon information and belief, Defendant,
14 HYUNDAI MOTOR COMPANY was and is a foreign corporation duly licensed to do business
15 in the State of Nevada.

16 5. That the true names and capacities, whether individual, corporate, agents,
17 association or otherwise of the Defendants, DOES I through X and/or ROE CORPORATIONS I
18 through X, inclusive, are unknown to Plaintiffs, who therefore sues said Defendants by such
19 fictitious names. Plaintiffs are informed and believe, and thereupon alleges, that each of the
20 Defendants designated herein as DOES and/or ROE CORPORATIONS are responsible in some
21 manner for the events and happenings herein referred to, and in some manner proximately caused
22 the injuries and damages thereby to the Plaintiffs, as herein alleged; that the Plaintiffs will ask
23 leave of this Court to amend this Complaint to insert the true names and capacities of said
24
25
26
27
28



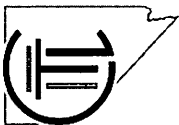
1 Defendants, DOES I through X and/or ROE CORPORATIONS I through X, inclusive, when the
2 same have been ascertained by the Plaintiffs, together with appropriate charging allegations, and
3 to join such Defendants in this action.

4 6. Further, that the true names or capacities, whether individual, corporate, associate
5 or otherwise of the Defendants DOES I through X are unknown to Plaintiffs who, therefore, sue
6 said Defendants by said fictitious names. Defendants designated herein as DOE and ROE
7 CORPORATION are responsible in some manner for the events and happenings herein referred
8 to and caused damage proximately to Plaintiffs as herein alleged.

9
10 7. That at all times mentioned herein, Defendants, HYUNDAI MOTOR AMERICA
11 and HYUNDAI MOTOR COMPANY designed, manufactured, distributed, sold, and/or
12 maintained, vehicles commonly known as Hyundai Elantra, including the vehicle described
13 herein and designed, manufactured, sold, or maintained the dangerous instrumentality, as herein
14 described.

15
16 8. That prior to March 01, 2020, HYUNDAI MOTOR AMERICA and HYUNDAI
17 MOTOR COMPANY knew or should have known that certain Elantras (2007-2010 model years)
18 vehicles experienced failures or otherwise were defective with regards to ABS modules that
19 resulted in short-circuits within the system, further, Defendants issued recalls and/or notices
20 regarding said failures of the system; a failure that Plaintiffs experienced/suffered.

21
22 9. That on or about March 01, 2020, the Plaintiff, LAUREN L. LAVOIE, was
23 traveling north on US-95 when the engine of her 2008 Hyundai Elantra suddenly and
24 unexpectedly stalled and subsequently the steering wheel of Plaintiff's vehicle locked, causing
25 Plaintiff, LAUREN L. LAVOIE's vehicle to depart the roadway and strike a gravel embankment,
26
27
28



1 resulting in a rollover event. Plaintiff, LAUREN L. LAVOIE was 6 months pregnant ([REDACTED]
2 [REDACTED]) at the time of the subject incident.

3 10. Defendants, HYUNDAI MOTOR AMERICA and HYUNDAI MOTOR
4 COMPANY, designed, manufactured, distributed, placed upon the market, and sold a defective
5 2008 Hyundai Elantra for business benefit.

6
7 11. Plaintiff, LAUREN L. LAVOIE, was using said vehicle in a reasonable
8 foreseeable manner and Plaintiffs' injuries were caused by the defect and such defect existed
9 when the product left the hands of Defendants.

10 12. That Defendants knew or had reason to know of the risks posed to drivers and
11 passengers of the vehicles and negligently failed to warn users of the risks prior to March 01,
12 2020.

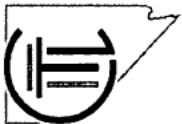
13
14 **FIRST CAUSE OF ACTION**

15 ***Negligence***

16 13. Plaintiffs incorporate by this reference each and every allegation previously made
17 in this Complaint, as if fully set forth herein.

18 14. That prior to March 01, 2020, Defendants negligently designed and manufactured
19 Plaintiff's Hyundai Elantra and further, negligently permitted a dangerous condition, not obvious
20 or apparent to Plaintiff, LAUREN L. LAVOIE, to exist thereon and further, did:

- 21
22 a) negligently design and cause a dangerous condition or instrumentality to exist, to
23 wit: unsafe vehicle due to defective systems or components.
- 24 b) negligently allowed said dangerous condition or instrumentality to remain in
25 existence, as aforesaid, for an unreasonable length of time;
- 26 c) negligently failed to warn Plaintiff, LAUREN L. LAVOIE, of the presence of said
27 dangerous condition or instrumentality, and;
28



1 d) negligently allowed the vehicle used by Plaintiff, LAUREN L. LAVOIE to be
2 dangerous and unfit for use;

3 e) Such conditions existed at the time Plaintiff's vehicle left Defendants' custody and
4 control and/or Defendants became aware of said conditions prior to Plaintiffs'
5 single vehicle rollover event.
6

7 15. As a direct and proximate result of the negligence of Defendants, the dangerous
8 condition or instrumentality of said vehicle was known by, or should have been known by, the
9 Defendants in exercise of reasonable care, and Plaintiffs were seriously injured and caused to
10 suffer great pain of body and mind, all or some of which may be permanent and disabling in
11 nature, and all to their general and compensatory damages in an amount in excess of \$15,000.00.
12

13 16. As a further direct and proximate result of the negligence of Defendants, and each
14 of them, Plaintiffs, LAUREN L. LAVOIE and [REDACTED] a minor, sustained
15 injuries as a result of said dangerous condition or instrumentality in said vehicle, thereby incurring
16 expenses for medical care, treatment, and expenses incidental thereto, and Plaintiffs may be
17 required in the future to incur expenses for medical care and treatment in an amount in excess of
18 \$15,000.00.
19

20 17. As a further direct and proximate result of the negligence of Defendants, Plaintiff
21 LAUREN L. LAVOIE sustained a loss of wages, past and future, and loss of future earnings in
22 an amount in excess of \$15,000.00.
23

24 18. As a further direct and proximate result of the negligence of Defendants, and each
25 of them, Plaintiff, LAUREN L. LAVOIE suffered a loss of past and future household services in
26 an amount in excess of \$15,000.00.
27

28 19. That as a direct and proximate result of the negligence of Defendants, and each of



1 them, Plaintiffs, LAUREN L. LAVOIE and [REDACTED] a minor, suffered
2 great pain, disfigurement, mental anguish, loss of enjoyment of life and have been prevented from
3 attending and participating in their usual activities and recreational endeavors in an amount in
4 excess of \$15,000.00.

5
6 20. That Plaintiffs have been required to retain the services of an attorney to prosecute
7 this action and are entitled to reasonable attorney's fees and costs incurred herein.

8 **SECOND CAUSE OF ACTION**

9 ***Product Liability/Strict Liability in Tort/Defective Product***

10 21. Plaintiffs incorporate by this reference each and every allegation previously made
11 in this Complaint, as if fully set forth herein.

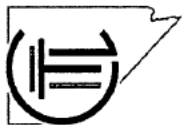
12 22. Defendants, or its predecessors or affiliates, were responsible for the design,
13 manufacture, construction, assembly, testing, labeling, distribution, marketing, and warnings
14 associated with the vehicle sale of the subject vehicle and placed upon a defective product upon
15 the market.
16

17 23. At all times mentioned herein, the subject vehicle failed to be accompanied by
18 suitable and adequate warnings concerning the issues associated with components or modules,
19 which rendered the subject vehicle unreasonably dangerous and defective.
20

21 24. Defendants and ROE/ROE Defendants designed, manufactured, wholesaled,
22 supplied, distributed, and sold the vehicle upon the market.

23 25. That said defects and lack of warning existed at the time the subject vehicle left
24 the custody and control of Defendants.

25 26. Plaintiff's use of the vehicle was in a manner reasonably foreseeable to Defendants
26 and DOE/ROE Defendants.
27
28



1 27. Plaintiffs' injuries were caused by the defective design, development,
2 manufacture, engineering, inspection, testing, assembly, wholesale, distribution and information
3 about the vehicle and Plaintiffs have suffered the damages as alleged in this Complaint.

4 28. As a direct and proximate result of the conduct of Defendants, the dangerous
5 condition /defective instrumentality of said vehicle was known by, or should have been known
6 by, the Defendants in exercise of reasonable care and Plaintiffs were seriously injured and caused
7 to suffer great pain of body and mind, all or some of which may be permanent and disabling in
8 nature, and all to their general and compensatory damages in an amount in excess of \$15,000.00.
9

10 29. As a further direct and proximate result of the negligence of Defendants, and each
11 of them, Plaintiffs, LAUREN L. LAVOIE and [REDACTED] a minor, sustained
12 injuries as a result of said dangerous condition/defective instrumentality in the vehicle the
13 Defendants designed, manufactured, distributed, and placed upon the market, thereby incurring
14 expenses for medical care, treatment, and expenses incidental thereto, and Plaintiffs may be
15 required in the future to incur expenses for medical care and treatment in an amount in excess of
16 \$15,000.00.
17

18 30. As a further direct and proximate result of the negligence of Defendant, Plaintiff
19 LAUREN L. LAVOIE sustained a loss of wages, past and future, and loss of future earnings in
20 an amount in excess of \$15,000.00.
21

22 31. As a further direct and proximate result of the negligence of Defendants, and each
23 of them, Plaintiff, LAUREN L. LAVOIE suffered a loss of past and future household services in
24 an amount in excess of \$15,000.00.
25

26 32. That as a direct and proximate result of the negligence of Defendants, and each of
27 them, Plaintiffs, LAUREN L. LAVOIE and [REDACTED] a minor, suffered
28



1 great pain, disfigurement, mental anguish, loss of enjoyment of life and have been prevented from
2 attending and participating in their usual activities and recreational endeavors in an amount in
3 excess of \$15,000.00.

4 33. That Plaintiffs have been required to retain the services of an attorney to prosecute
5 this action and are entitled to reasonable attorney's fees and costs incurred herein.
6

7 **DEMAND FOR JURY TRIAL**

8 34. Plaintiff hereby demands a trial by jury for all issues so triable.

9 **PRAAYER FOR RELIEF**

10 WHEREFORE, Plaintiff prays judgment of this Court as follows:

- 11 1. General damages in an amount in excess of \$15,000.00;
12 2. Compensatory damages in an amount in excess of \$15,000.00;
13 3. Special damages in an amount in excess of \$15,000.00;
14 4. Medical and incidental expenses incurred and to be incurred;
15 5. Damages for lost earnings and earning capacity, and future earning capacity;
16 6. Damages for lost past and future household services;
17 7. Damages for past and future pain, suffering, disfigurement, mental anguish, and
18 loss of enjoyment of life;
19
20

21 ///

22 ///

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27 ///


28



1 8. Costs of suit, reasonable attorney fees, interest incurred herein; and
2 for such other and further relief as is just and proper.

3 Dated this 25th day of February, 2022.

4
5 CHRISTIANSEN TRIAL LAWYERS

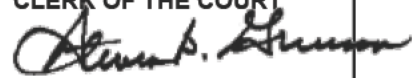
6 By 
7 PETER S. CHRISTIANSEN, ESQ.
8 R. TODD TERRY, ESQ.
9 KENDELEE L. WORKS, ESQ.
10 WHITNEY J. BARRETT, ESQ.
11 KEELY A. PERDUE, ESQ.
12 Attorneys for Plaintiffs

CHRISTIANSEN
— TRIAL LAWYERS —



EXHIBIT B

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kworks@christiansenlaw.com
WHITNEY J. BARRETT, ESQ.
Nevada Bar No. 13662
wbarrett@christiansenlaw.com
KEELY A. PERDUE, ESQ.
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Las Vegas, Nevada 89101
Telephone: (702) 240-7979
Facsimile: (866) 412-6992
Attorneys for Plaintiffs

CASE NO: A-22-848889-C
Department 1

DISTRICT COURT

CLARK COUNTY, NEVADA

LAUREN L. LAVOIE, individually, LAUREN
L. LAVOIE as Guardian and Natural Parent of
[REDACTED], a Minor,

CASE NO.:
DEPT NO.:

Plaintiff,

vs.

**INITIAL APPEARANCE FEE
DISCLOSURE**

HYUNDAI MOTOR AMERICA, a Foreign
Corporation; HYUNDAI MOTOR
COMPANY, a Foreign Corporation; DOES I-
X; ROE CORPORATIONS I-X; inclusive,

Defendants.

Pursuant to NRS Chapter 19 as amended by Senate Bill 106, filing fees are submitted for
the parties appearing in the above-entitled action, as indicated below:

| | |
|------------------------------|----------|
| Plaintiff LAUREN L. LAVOIE | \$270.00 |
| Plaintiff [REDACTED] (minor) | \$30.00 |



Lavoie, Lauren L.

Total Remitted

\$300.00

Dated this 25th day of February, 2022.

CHRISTIANSEN TRIAL LAWYERS

By PL

PETER S. CHRISTIANSEN, ESQ.

R. TODD TERRY, ESQ.

KENDELEE L. WORKS, ESQ.

WHITNEY J. BARRETT, ESQ.

KEELY A. PERDUE, ESQ.

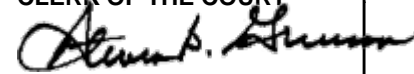
Attorneys for Plaintiffs

CHRISTIANSEN
— TRIAL LAWYERS —



EXHIBIT C

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3/25/2022 9:39 AM
Steven D. Grierson
CLERK OF THE COURT



1 **SUMM**

2 **DISTRICT COURT**

3 **CLARK COUNTY, NEVADA**

4 **LAUREN L. LAVOIE, individually, LAUREN**
5 **L. LAVOIE as Guardian and Natural Parent of**
6 **[REDACTED], a Minor,**

7 **Plaintiff,**

CASE NO.:
DEPT NO.:

A-22-848889-C

8 **vs.**

9 **HYUNDAI MOTOR AMERICA, a Foreign**
10 **Corporation; HYUNDAI MOTOR**
11 **COMPANY, a Foreign Corporation; DOES I-**
12 **X; ROE CORPORATIONS I-X; inclusive,**

13 **Defendants.**

14 **SUMMONS**

15 **NOTICE! YOU HAVE BEEN SUED. THE COURT MAY DECIDE AGAINST YOU WITHOUT YOUR**
16 **BEING HEARD UNLESS YOU RESPOND WITHIN 21 DAYS. READ THE INFORMATION BELOW.**

17 **TO THE DEFENDANT:** A civil Complaint has been filed by the plaintiff against you for the relief set forth in the
18 **Complaint.**

19 **HYUNDAI MOTOR AMERICA**

20 **** This lawsuit involves a Product Liability claim which occurred on March 01, 2020, in Clark County, Nevada.**

21 **1. If you intend to defend this lawsuit, within 21 days after this Summons is served on you exclusive of the day of**
22 **service, you must do the following:**

23 **a. File with the Clerk of this Court, whose address is shown below, a formal written response to the**
24 **Complaint in accordance with the rules of the Court.**

25 **b. Serve a copy of your response upon the attorney whose name and address is shown below.**

26 **2. Unless you respond, your default will be entered upon application of the plaintiff and this Court may enter a**
27 **judgment against you for the relief demanded in the Complaint, which could result in the taking of money or property**
28 **or other relief requested in the Complaint.**

3. If you intend to seek the advice of an attorney in this matter, you should do so promptly so that your response
may be filed on time.

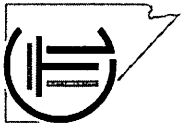
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CHRISTIANSEN
— TRIAL LAWYERS —

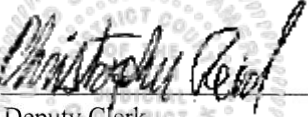


2 Lavoie, Lauren L.

1 Issued at the direction of:

2
3 By 
4 PETER S. CHRISTIANSEN, ESQ.
5 R. TODD TERRY, ESQ.
6 WHITNEY J. BARRETT, ESQ.
7 KEELY A. PERDUE, ESQ.
8 *Attorneys for Plaintiffs*

STEVEN D. GRIERSON, CLERK OF COURT

By:  2/25/2022
Deputy Clerk Date
County Courthouse Christopher Reid
200 Lewis Avenue
Las Vegas, NV 89155

CHRISTIANSEN
— TRIAL LAWYERS —



DISTRICT COURT
COUNTY OF CLARK, STATE OF NEVADA

LAUREN L. LAVOIE, individually, LAUREN
L. LAVOIE as Guardian and Natural Parent of
[REDACTED] a Minor;

Plaintiff(s)

Case No: A-22-848889-C
Dept. 1

HYUNDAI MOTOR AMERICA, a Foreign
Corporation; HYUNDAI MOTOR COMPANY,
a Foreign Corporation; DOES I- X; ROE
CORPORATIONS I-X; inclusive,

Defendant(s)

State of Nevada)
)ss.
Carson City)

DECLARATION OF SERVICE

I, DAWN CALHOUN being duly sworn, says: That at all times herein affiant was and is a citizen of the United States, over 18 years of age not a party nor interested in the proceeding in which this affidavit is made. That on the 24TH day of MARCH 2022 affiant received the SUMMONS, COMPLAINT DEMAND FOR JURY TRIAL and served the same on the 24TH day of MARCH 2022 at 3:15 pm by:

Delivering and leaving a copy with the Defendant _____

At _____

Serving the Defendant _____ by personally delivering and leaving a copy with _____ a person of suitable age and discretion residing at the Defendant's usual place of abode located at: _____

Serving the Defendant HYUNDAI MOTOR AMERICA, by personally delivering and leaving a copy at R/A CORPORATION SERVICE COMPANY 112 N CURRY STREET CARSON CITY, NEVADA 89703

A With _____ as _____ an agent lawfully designated by statute to accept service of process.

B With JED COURT pursuant to NRS 14.020 as a person of suitable age and discretion at the above address, which address is the address of the resident agent show on the current certificate of designation filed with the Secretary of State.

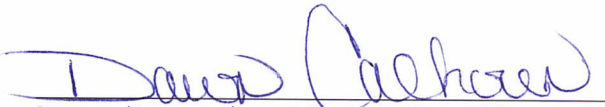
Personally, depositing a copy in a mailbox of the United States Post Office, enclosed in a sealed envelope postage prepaid

_____ Ordinary mail

_____ Certified mail return receipt requested

_____ Registered mail return receipt requested

Addressed to the Defendant _____ at Defendant's last known address, which is _____



Person making service/Dawn Calhoun PILB NV LIC 2602
Vegas Pro Serv PILB NVLIC 1469
848 N Rainbow Blvd. #5372
Las Vegas, Nevada 89107 702-526-0411

Executed on March 24, 2021

PURSUANT TO NRS 53.045,
I DECLARE UNDER PENALTY OF
PERJURY UNDER THE LAW OF THE
STATE OF NEVADA THAT THE
FOREGOING IS TRUE AND CORRECT.

EXHIBIT D

Case Information

A-22-848889-C | Lauren Lavoie, Plaintiff(s) vs. Hyundai Motor America, Defendant(s)

| | | |
|---------------|-------------------|------------------|
| Case Number | Court | Judicial Officer |
| A-22-848889-C | Department 1 | Yeager, Bit |
| File Date | Case Type | Case Status |
| 02/25/2022 | Product Liability | Open |

Party

Subject Minor

[REDACTED]

Active Attorney ▼
Attorney
Christiansen, Peter S
Retained

Lead Attorney
Terry, R. Todd
Retained

Attorney
Work , Kendelea Leacher
Retained

Attorney
Perdue, Keely A.
Retained

Plaintiff
Lavoie, Lauren L.

Active Attorney ▼
Attorney
Christiansen, Peter S
Retained

Lead Attorney
Terry, R. Todd
Retained

Attorney
Works, Kendelee Leascher
Retained

Attorney
Perdue, Keely A.
Retained

Defendant
Hyundai Motor America

Defendant
Hyundai Motor Company

Events and Hearings

02/25/2022 Complaint ▼

Complaint - COMP (CIV)

Comment

[1] Complaint

02/25/2022 Initial Appearance Fee Disclosure ▼

Initial Appearance Fee Disclosure - IAFD (CIV)

Comment

[2] Initial Appearance Fee Disclosure

02/25/2022 Summons Electronically Issued - Service Pending ▼

Comment

[3] Summons Electronically Issued - Service Pending

02/25/2022 Summons Electronically Issued - Service Pending ▼

Comment

[4] Summons Electronically Issued - Service Pending

Ex. D - 002

03/25/2022

Summon

▼

Summons - SUMM (CIV)

Comment

[5] Summons

Financial

| | | | |
|----------------------------|------------------------|--|------------|
| Lavoie, Lauren L. | | | |
| Total Financial Assessment | | | \$270.00 |
| Total Payments and Credits | | | \$270.00 |
| 2/25/2022 | Transaction Assessment | | \$270.00 |
| 2/25/2022 | Efile Payment | Receipt # 2022-11709-CCCLK Lavoie, Lauren L. | (\$270.00) |

Documents

Complaint - COMP (CIV)

Initial Appearance Fee Disclosure - IAFD (CIV)

Summons - SUMM (CIV)